



CPA Receipt 1600

Dkt. 53437-A-PCT-US/JPW/FHB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

Applicants : Philip O. Livingston and Govindaswami Ragupathi  
Serial No. : 09/534,711  
Filed : March 24, 2000  
For : FUCOSYL GM1-KLH CONJUGATE VACCINE AGAINST SMALL CELL LUNG CANCER

DEC 12 2003  
TECH CENTER 1600/2900

1185 Avenue of the Americas  
New York, New York 10036  
June 25, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22312-1450  
Mail Stop OIPE

Sir:

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COMMUNICATION TO CORRECT ERROR IN FILING RECEIPT

This Communication is filed to request the issuance of a corrected Filing Receipt in connection with the above-identified application. Upon receipt of the official Filing Receipt for the subject application, a copy of which is attached hereto as **Exhibit A**, applicants' undersigned attorney noticed an error.

Specifically, under Domestic Priority data as claimed by applicant, there is an indication that the data provided by applicant is inconsistent with PTO records.

A corrected filing receipt should read as follows:

--Domestic Priority data as claimed by applicant

This application is a CON of PCT/US98/20073 09/25/1998  
Which is a CIP of 60/059,664 09/25/1997

Applicants contend that the correct data may be found in the Declaration and Power of Attorney and the Preliminary Amendment,

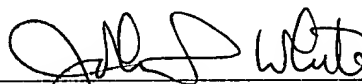
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Page 2

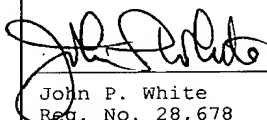
both filed on March 24, 2000 with the subject application. Copies of the Declaration and Power of Attorney and the Preliminary Amendment are attached hereto as **Exhibits B and C**, respectively. Accordingly, applicants request that a corrected Filing Receipt be issued.

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account 03-3125.

Respectfully submitted,



I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



John P. White  
Reg. No. 28,678

6/25/03

Date

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/534,711 ✓	03/24/2000	1642	345	53437-A- PCT- US/JPW/JL	3	16	1

John P White  
 Cooper & Dunham LLP  
 1185 Avenue of the Americas  
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JUN - 9 2003  
 AP

CONFIRMATION NO. 2601

CORRECTED FILING RECEIPT



\*OC000000010185049\*

Date Mailed: 06/04/2003

Receipt is acknowledged of a CPA in this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Philip O Livingston, New York, NY; ✓  
 Govindaswami Ragupathi, New York, NY;

## Domestic Priority data as claimed by applicant

This application is a CON of PCT/US98/20073 09/25/1998 \*  
 which is a CIP of 60/059,664 09/25/1997  
 (\*)Data provided by applicant is not consistent with PTO records.

## Foreign Applications

If Required, Foreign Filing License Granted: 06/13/2000

CPA filed on: 04/21/2003

Projected Publication Date: 09/11/2003

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

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**Title**

Fucosyl gm1-klh conjugate vaccine against small cell lung cancer ✓

**Preliminary Class**

424

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).